

Committee Room,  
Austin, Texas, May 20, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Engrossed Bills have carefully compared Senate Bill No. 31, being An Act to amend Article 1143, Chapter 3, Title 15, of the Code of Criminal Procedure of Revised Statutes of 1911, relating to the pay of jail guards, and declaring an emergency, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, May 20, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Committee Substitute Senate Bill No. 7, being An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them, as follows, to wit: University of Texas, Agricultural and Mechanical College, State Experimental Station, Prairie View Normal, College of Industrial Arts for Women, Sam Houston Normal Institute, North Texas Normal, Southwest Texas Normal School and West Texas Normal School, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, May 20, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 21, being An Act to amend Article 1372, Chapter 12, Title 17, of the Revised Penal Code of Texas, and find same correctly engrossed.

WESTBROOK, Chairman.

#### EIGHTEENTH DAY.

Senate Chamber,  
Austin, Texas,  
Friday, May 21, 1915.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answered to their names:

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Morrow.
Cowell.	Page.
Darwin.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Suiter.
Henderson.	Townsend.
Hudspeth.	Westbrook.
Johnson.	Wiley.

Absent.

Harley.

Absent—Excused.

Bee.

Nugent.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator King.

See Appendix for Committee Reports and Petitions and Memorials.

#### Simple Resolution No. 29.

By Senator Smith:

Whereas the Hon. R. T. Milner, of Henderson, Texas, one of the State's most distinguished citizens, formerly member and speaker of the House of Representatives, Commissioner of Agriculture, and president of A. and M. College, is in the city; therefore be it

Resolved, That he be invited to address the Senate at a time that suits his convenience.

SMITH.  
ASTIN.

The resolution was read, and adopted.

#### Bills and Resolutions.

By Senator Parr:

S. B. No. 38, A bill to be entitled "An Act creating an independent school district to be known as 'Ricardo Independent School District,' and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.  
Morning call concluded.

**Senate Bill No. 35.**

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 35, A bill to be entitled "An Act to amend Chapter 6, Title 13, of the Penal Code, as amended by Chapter 123 of the Acts of the Regular Session of the Thirty-fourth Legislature."

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 35 put on its third reading and final passage by the following vote:

**Yeas—22.**

Astin.	Johnson.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McGregor.
Clark.	McNealus.
Conner.	Page.
Cowell.	Parr.
Darwin.	Smith.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Westbrook.
Hudspeth.	Wiley.

**Absent.**

Brelsford.	McCollum.
Gibson.	Morrow.
Henderson.	Robbins.
King.	

**Absent—Excused.**

Bee.	Nugent.
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The bill was laid before the Senate, read third time, and passed, by the following vote:

**Yeas—22.**

Astin.	Johnson.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McCollum.
Clark.	McGregor.
Conner.	Page.
Cowell.	Parr.
Darwin.	Smith.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Westbrook.
Hudspeth.	Wiley.

**Absent.**

Brelsford.	Henderson.
Gibson.	King.

McNealus.	Robbins.
Morrow.	

**Absent—Excused.**

Bee.	Nugent.
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Senator Lattimore moved to reconsider the vote by which S. B. No. 35 was passed, and table the motion to reconsider.

The motion to table prevailed.

**Senate Bill No. 36.**

(By unanimous consent.)

The Chair laid before the Senate on second reading,

S. B. No. 36, A bill to be entitled "An Act amending Article 3759, Title 54, of the Revised Civil Statutes of 1911, as amended by Chapter 43 of the Acts of the Regular Session of the Thirty-fourth Legislature."

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Lattimore, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 36 put on its third reading and final passage by the following vote:

**Yeas—23.**

Astin.	King.
Bailey of Harris.	Lattimore.
Clark.	McGregor.
Conner.	McNealus.
Cowell.	Page.
Darwin.	Parr.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Westbrook.
Hudspeth.	Wiley.
Johnson.	

**Present—Not Voting.**

Bailey of DeWitt.

**Absent.**

Brelsford.	Morrow.
Gibson.	Robbins.
McCollum.	

**Absent—Excused.**

Bee.	Nugent.
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The bill was laid before the Senate, read third time, and passed by the following vote:

## Yeas—23.

Astin.	King.
Bailey of Harris.	Lattimore.
Clark.	McGregor.
Conner.	McNealus.
Cowell.	Page.
Darwin.	Parr.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Westbrook.
Hudspeth.	Wiley.
Johnson.	

## Present—Not Voting.

Bailey of DeWitt.

## Absent.

Brelsford.	Morrow.
Gibson.	Robbins.
McCollum.	

## Absent—Excused.

Bee. Nugent.

Senator Lattimore moved to reconsider the vote by which S. B. No. 36 was passed, and table the motion to reconsider.

The motion to table prevailed.

## Simple Resolution No. 30.

(By unanimous consent.)

Whereas, Hon. Horace W. Vaughan, of Texarkana, formerly a distinguished member of this body, is in the city; therefore be it

Resolved, That he be invited to address the Senate and be extended the courtesies of the floor of the Senate.

TOWNSEND.  
DARWIN.

The resolution was read, and adopted.

The Chair appointed Senators Townsend, Darwin and Henderson as a committee to notify former Senator Vaughan of the invitation by the Senate.

Senator Vaughan addressed the Senate briefly.

## Senate Bill No. 34.

(By unanimous consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 34, A bill to amend the road law for Fayette County.

The committee report was adopted.

The bill was read second time, and passed to engrossment.

On motion of Senator Clark, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 34 put on its third reading and final passage by the following vote:

## Yeas—24.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Brelsford.	McGregor.
Clark.	McNealus.
Cowell.	Page.
Darwin.	Parr.
Hall.	Smith.
Harley.	Suiter.
Harris.	Townsend.
Henderson.	Westbrook.
Hudspeth.	Wiley.

## Present—Not Voting.

Conner.

## Absent.

Gibson.	Morrow.
McCollum.	Robbins.

## Absent—Excused.

Bee. Nugent.

The bill was laid before the Senate, read third time, and passed by the following vote:

## Yeas—27.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Page.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Suiter.
Harley.	Townsend.
Harris.	Westbrook.
Henderson.	Wiley.
Hudspeth.	

## Absent.

McCollum.	Morrow.
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## Absent—Excused.

Bee. Nugent.

Senator Clark moved to reconsider the vote by which S. B. No. 34 was passed, and table the motion to reconsider.

The motion to table prevailed.

**Senate Bill No. 19.**

(By unanimous consent.)

The Chair laid before the Senate on third reading,

S. B. No. 19, A bill to be entitled "An Act to reorganize the Twenty-third Judicial District of Texas and to create the Eightieth Judicial District of Texas, and to fix the time of holding the courts in said districts; and to fix the jurisdiction of the court for the Eightieth Judicial District of the State of Texas, and to provide for the appointment of a district judge for said Eightieth Judicial District," etc.

The bill was read third time and passed.

Senator Hall moved to reconsider the vote by which S. B. No. 19 was passed and table the motion to reconsider.

The motion to table prevailed.

**Address by Ex-Senator Watson.**

Here the Chair presented former Senator Q. U. Watson to the Senate and who addressed the Senate. A resolution was adopted on yesterday inviting Mr. Watson to address the Senate and extend him the courtesies of the floor. By oversight by the Journal Clerk the resolution did not appear in the Journal.

**Senate Bill No. 17.**

(By unanimous consent.)

The Chair laid before the Senate on second reading,

S. B. No. 17, a local road law for Wilson county.

The committee report was adopted.

Senator Bailey of DeWitt offered the following amendment, which was read and adopted:

Amend Senate Bill No. 17 as follows:

Amend the caption of the bill by inserting before the words "Road Commissioners" the words "ex officio" and amend the bill by striking out the word "Thirty" and inserting the word "Twenty" in lieu thereof.

The bill was read second time and passed to engrossment.

On motion of Senator Bailey of DeWitt, the constitutional rule re-

quiring bills to be read on three several days was suspended and S. B. No. 17 put on its third reading and final passage by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Page.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Sulter.
Harley.	Townsend.
Harris.	Westbrook.
Henderson.	Wiley.
Hudspeth.	

Absent.

McCollum.	Morrow.
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Absent—Excused.

Bee.	Nugent.
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The bill was laid before the Senate, read third time, and passed by the following vote:

Yeas—27.

Astin.	Johnson.
Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Brelsford.	McCollum.
Clark.	McNealus.
Conner.	Page.
Cowell.	Parr.
Darwin.	Robbins.
Gibson.	Smith.
Hall.	Sulter.
Harley.	Townsend.
Harris.	Westbrook.
Henderson.	Wiley.
Hudspeth.	

Absent.

McGregor.	Morrow.
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Absent—Excused.

Bee.	Nugent.
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Senator Bailey of DeWitt moved to reconsider the vote by which S. B. No. 17 was passed and table the motion to reconsider.

The motion to table prevailed.

**Simple Resolution No. 31.**

Whereas, There is present in the

Capitol Building, a distinguished lady of San Antonio, Mrs. Mary Elliot Howard, a daughter of Mrs. Jacques of San Antonio, Texas; and,

Whereas, At the time of Wall's raid, Mrs. Jacques rendered valuable services in assisting the Texans imprisoned by the Mexicans; and,

Whereas, At the time of the raid, Mrs. Howard was a little girl and also rendered valuable assistance to her mother at the time Wall captured the court and all bystanders and put them in prison, afterwards removing them to Perote, the capital in Mexico; and,

Whereas, At the time of said raid Mrs. Jacques courageously rushed to the prison and threw up the crossed bayonets of the soldiers to the assistance of her captured friends and obtained from them their money and messages, which were thought to be the last for many, and sent them to their friends and families; and,

Whereas, Mrs. Jacques also fed these prisoners while they remained in San Antonio and did all she might do for them; and,

Whereas, Mrs. Jacques during her lifetime was revered for her charity, and her little daughter, Mrs. Howard, followed in her footsteps and acted as became a daughter of so brave a mother; and,

Whereas, Today, the 21st day of May, is the birthday of Mrs. Howard;

Therefore, Be it resolved by the Senate of Texas, That we congratulate Mrs. Howard upon this anniversary, invite her to the floor of the Senate and tender to her the courtesies of this body.

PAGE.  
COWELL.  
HUDSPETH.

The resolution was read and adopted.

The Chair appointed Senators Page, Hudspeth and Cowell as a committee to escort Mrs. Howard to the floor of the Senate.

#### Messages From the Governor.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Hon. J. W. McCombs I hereby submit for your consideration a bill, being an Act to amend Article 4631, of Chapter 4,

of Title 68, of the Revised Civil Statutes, 1911, of the State of Texas, relating to grounds of divorce, together with such other amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 20, 1915.

To the Thirty-fourth Legislature in Called Session:

I hereby submit for the consideration of your body a bill, being an Act to amend Section 2, of Chapter 68, General Laws of the Regular Session of the Thirty-third Legislature, together with such amendments, conditions and provisions as the Legislature may, in its discretion, provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Called Session:

At the request of Messrs. Wm. Bierschwale and M. E. Blackburn, I hereby submit for your consideration a bill, being an Act to amend Chapter 37, General Laws of the State of Texas, passed by the Thirty-third Legislature at its regular session, changing the time of holding court in the Thirty-third Judicial District of Texas, together with such amendments, provisions and conditions as the Legislature may in its wisdom provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in Called Session:

At the request of Hon. E. A. McDowell, I hereby submit for your consideration a bill, being an Act to increase the limits of the Port Arthur Independent School District, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

**House Bill No. 8.**  
(Special order.)

The Chair laid before the Senate, on second reading and special order for this hour,

H. B. No. 8, a bill providing appropriation of \$500,000.00 annually for the purpose of promoting rural schools.

The question on bill was the pending amendment by Senator Suiter. (See amendment in Journal of May 19.)

Senator Suiter moved that the bill be made a special order for tomorrow morning following the conclusion of the morning call.

**Bills and Resolutions.**  
(By unanimous consent.)

By Senator Cowell:

S. B. No. 39, A bill to be entitled "An Act to amend Section 2, of Chapter 68, General Laws of the Regular Session of the Thirty-third Legislature, known as H. B. No. 683, which prescribes and fixes the number of hours that shall constitute a legal day's work on all work being performed by or on behalf of the State of Texas, or by or on behalf of any county, municipality or other legal or political subdivision of said State; providing for cases of emergency; and providing that the provisions of said Section 2 shall not apply to the construction or maintenance of paved, graveled, macadamized or otherwise improved roads, without the corporate limits of cities and towns, by any county or any political subdivision thereof in this State, and declaring an emergency."

Read first time, and referred to Committee on Labor.

**Senate Bill No. 15.**

Senator McNealus called up, from the table, and the Chair laid before the Senate,

S. B. No. 15, A bill to be entitled "An Act providing that any corporation now or hereafter organized under the laws of this State authorized to construct, acquire and operate electric railways, commonly known as interurban railways, shall have the power to purchase, lease or acquire the physical property, rights and

franchises of any corporation owning suburban or street railways and giving to such corporations so acquired, leased or purchased the right and power to sell or dispose of its properties to such purchasing corporation, all upon such terms as may be agreed upon between the boards of directors of the respective corporations; provided, that in case of said street car railways the consent of the city council, board of commissioners or other governing body, as the case may be, of the city where such street car line may be located, must first be obtained, and also authorized or approved by a majority of the stockholders; and to provide that such corporation may enter into trackage or lease contracts with owners of street railways for passage into or through such towns or cities, the city council, board of commissioners, or other governing body, consenting thereto."

The committee report was adopted.

Senator McNealus offered the following amendments, which were read and adopted, being acted on separately:

(1) Amend the bill, by adding between the word "electric" and "railways" wherever they occur in the caption or the body of the bill, the words "or other interurban."

(2) Amend the caption, by adding at the end thereof the following: "Providing, that no such corporation shall ever own, control or operate any parallel or competing interurban line."

(3) Amend the bill, by adding to Section 2 the following: "Provided, that no such corporation shall ever be permitted to acquire, own, control or operate any parallel or competing interurban line."

Senator Townsend offered the following amendment:

Amend the bill, by adding at the end of Section 1 the following: "and provided, further, that no such consolidation shall occur except by and with the consent of the Railroad Commission of Texas."

After discussion it was agreed that further action on the bill be suspended until the afternoon session.

Senator Lattimore asked unanimous consent to take up H. B. No. 6, but there was objection.

**Recess.**

On motion of Senator Clark, the

Senate, at 12 o'clock, noon, recessed until 2 o'clock today.

**After Recess.**

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Hobby.

**House Bill No. 6—Made Special Order.**

Senator Lattimore moved that H. B. No. 6 be made a special order for tomorrow morning following the consideration of H. B. No. 8, already a special order for tomorrow morning.

The motion was adopted.

(Senator Lattimore in the chair.)

**Bills and Resolutions.**

(By unanimous consent.)

By Senator Parr:

S. B. No. 40, A bill to be entitled "An Act to amend Chapter 48, of the General Laws of the State of Texas, passed by the Thirty-fourth Legislature at its Regular Session, entitled 'An Act to reorganize the Twenty-eighth Judicial District of the State of Texas; to fix the time of holding the courts in each of said districts; to provide for the appointment of a district judge and district attorney for the Seventy-ninth Judicial District; to make all process heretofore issued, as well as bonds and recognizances heretofore entered into, conform thereto; to repeal all laws in conflict herewith, and declaring an emergency;' changing the time fixed for holding court in the Twenty-eighth Judicial District, and declaring an emergency."

Read first time, and referred to Committee on Judicial Districts.

**Senate Bill No. 15.**

(Pending business.)

Action recurred on the pending business, S. B. No. 15, the question being on the pending amendment by Senator Townsend.

Senator McNealus moved to table the amendment, which motion was adopted by the following vote:

Yeas—20.

Bailey of DeWitt. Cowell.  
Clark. Darwin.

Gibson.	McGregor.
Hall.	McNealus.
Harris.	Morrow.
Henderson.	Page.
Johnson.	Parr.
King.	Robbins.
Lattimore.	Smith.
McCollum.	Wiley.

Nays—3.

Suiter.	Westbrook.
Townsend.	

Absent.

Brelsford.	Harley.
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Absent—Excused.

Bee.	Nugent.
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Pairs Recorded.

Senator Astin (present), who would vote "nay;" Senator Hudspeth (absent), who would vote "yea."

Senator Conner (present), who would vote "nay;" Senator Bailey of Harris (absent), who would vote "yea."

The bill, having already been read, was passed to engrossment.

**Senate Bill No. 23.**

Senator Hall asked unanimous consent to take up S. B. No. 23, but there was objection, and,

Senator Hall moved that S. B. No. 23 be made a special order for tonight upon the reconvening for the night session, and

Senator Morrow amended the motion by adding S. B. No. 37 to the motion.

The motion was adopted.

**Senate Bill No. 15.**

Senator McNealus moved to reconsider the vote by which S. B. No. 15 was ordered engrossed.

The motion was adopted.

Action recurred on the bill on second reading.

Senator McNealus offered the following amendments, which were read and adopted, being acted on separately:

(1) Amend the caption by adding at the end the following: "and declaring an emergency."

(2) Amend S. B. No. 15, by adding Section 3, the emergency clause, as follows:

"The fact that there is now no law under which interurban railways in Texas may be consolidated, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and that this Act take effect from and after its passage, and it is so enacted."

The bill was read second time, and passed to engrossment.

On motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 15 put on its third reading and final passage by the following vote:

## Yeas—26.

Astin.	Lattimore.
Bailey of DeWitt.	McCollum.
Bailey of Harris.	McGregor.
Brelsford.	McNealus.
Clark.	Morrow.
Conner.	Page.
Cowell.	Parr.
Gibson.	Robbins.
Hall.	Smith.
Harris.	Sulter.
Henderson.	Townsend.
Johnson.	Westbrook.
King.	Wiley.

## Absent.

Darwin.	Hudspeth.
Harley.	

## Absent—Excused.

Bee.	Nugent.
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The bill was laid before the Senate, read third time, and passed by the following vote:

## Yeas—21.

Bailey of DeWitt.	King.
Bailey of Harris.	Lattimore.
Brelsford.	McCollum.
Clark.	McGregor.
Cowell.	McNealus.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harley.	Smith.
Henderson.	Wiley.
Johnson.	

## Nays—5.

Conner.	Townsend.
Morrow.	Westbrook.
Sulter.	

## Present—Not Voting.

Harris.

## Absent—Excused.

Bee.	Nugent.
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## Pairs Recorded.

Senator Astin (present), who would vote "nay;" Senator Hudspeth (absent), who would vote "yea."

Senator McNealus moved to reconsider the vote by which S. B. No. 15 was passed, and table the motion to reconsider.

The motion to table prevailed.

## Senate Bill No. 7.

(By unanimous consent.)

The Chair laid before the Senate, on third reading,

S. B. No. 7, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them, as follows, to wit: University of Texas, Agricultural and Mechanical College, State Experimental Station, Prairie View Normal, College of Industrial Arts for Women, Sam Houston Normal Institute, North Texas State Normal, Southwest Texas Normal School, and West Texas Normal School, and declaring an emergency."

(President Pro Tem. Wiley in the chair.)

Senator Gibson offered the following amendment:

Amend the bill, by substituting the budget as written in the subcommittee report.

Senator Brelsford made the point of order that the subject matter contained in the above amendment had already been voted down by the Senate.

The Chair sustained the point of order.

The bill was read third time, and passed by the following vote:

## Yeas—16.

Astin.	Johnson.
Bailey of Harris.	King.
Brelsford.	McCollum.
Clark.	McGregor.
Darwin.	Morrow.
Hall.	Parr.
Harley.	Robbins.
Harris.	Wiley.



## Nays—11.

Bailey of DeWitt.	McNealus.
Conner.	Page.
Cowell.	Suiter.
Gibson.	Townsend.
Henderson.	Westbrook.
Lattimore.	

Absent.

Hudspeth. Smith.

Absent—Excused.

Bee. Nugent.

Senator Darwin moved to reconsider the vote by which S. B. No. 7 was passed, and table the motion to reconsider.

The motion to table prevailed.

(Senator Bailey of DeWitt in the chair.)

## Senate Bill No. 4.

(Pending business.)

Action recurred on the pending business, S. B. No. 4, the departmental appropriation bill.

The question was on the pending amendment by Senator Henderson et al.

Senator Bailey of Harris moved to table the amendment, which motion to table was lost by the following vote:

## Yeas—11.

Astin.	Lattimore.
Bailey of DeWitt.	Robbins.
Clark.	Smith.
Conner.	Suiter.
Johnson.	Townsend.
King.	

## Nays—13.

Bailey of Harris.	McNealus.
Cowell.	Morrow.
Gibson.	Page.
Harley.	Parr.
Harris.	Westbrook.
Henderson.	Wiley.
McCollum.	

Absent.

Brelsford. McGregor.

Hall.

Absent—Excused.

Bee. Nugent.

## Pairs Recorded.

Senator Darwin (present), who would vote "yea"; Senator Hudspeth (absent), who would vote "nay."

The amendment was adopted by the following vote:

## Yeas—15.

Bailey of Harris.	McCollum.
Cowell.	McNealus.
Gibson.	Morrow.
Hall.	Page.
Harley.	Parr.
Harris.	Westbrook.
Henderson.	Wiley.
Hudspeth.	

## Nays—13.

Astin.	Lattimore.
Bailey of DeWitt.	McGregor.
Clark.	Robbins.
Conner.	Smith.
Darwin.	Suiter.
Johnson.	Townsend.
King.	

Absent.

Brelsford.

Absent—Excused.

Bee. Nugent.

Senator Clark offered the following amendment:

Amend bill, by striking out the word "fire" wherever it occurs on page 65, from line 9 to line 32, and on page 66 from line 1 to line 24.

Senator Bailey of Harris moved to table the amendment, which motion was adopted.

Senator Gibson offered the following amendment:

Amend the bill, page 66, line 9, by striking out the words "within the State of Texas."

On motion of Senator Cowell, the amendment was tabled.

## Workman's Compensation.

Senator Cowell offered the following amendments, which were read and adopted, being acted on separately:

Amend the bill, page 67, line 25, by striking out the figures "\$480.00" for each year, and insert in lieu of said figures the figures "\$48.00" in each instance.

Amend "No. 4" to "S. B. No. 4."

Amend the bill, on page 67, line 22, by inserting the words "and box rent" immediately after the word "postage."

**Library and Historical Commission.**

Senator Harley offered the following amendment:

Amend bill, page 68, line 26, by striking out the figures "\$1,200.00" wherever it appears, and insert therein in lieu thereof the figures "\$1,500.00."

Senator Clark moved to table the amendment, which motion to table was adopted by the following vote:

**Yeas—18.**

Astin.	Johnson.
Bailey of DeWitt.	King.
Clark.	McGregor.
Conner.	Page.
Cowell.	Robbins.
Darwin.	Smith.
Gibson.	Suiter.
Harris.	Townsend.
Henderson.	Wiley.

**Nays—9.**

Bailey of Harris.	McNealus.
Hall.	Morrow.
Harley.	Parr.
Hudspeth.	Westbrook.
Lattimore.	

**Absent.**

Brelsford.	McCollum.
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**Absent—Excused.**

Bee.	Nugent.
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Senator Hudspeth offered the following amendment:

Amend the bill, page 68, line 25, by striking out "\$1,200.00" in each column, and inserting "\$1,350.00" for each year.

Senator Clark moved to table the amendment, which motion to table was adopted by the following vote:

**Yeas—18.**

Astin.	Johnson.
Bailey of DeWitt.	King.
Brelsford.	Page.
Clark.	Robbins.
Cowell.	Smith.
Darwin.	Suiter.
Gibson.	Townsend.
Harris.	Westbrook.
Henderson.	Wiley.

**Nays—8.**

Bailey of Harris.	Lattimore.
Conner.	McNealus.
Harley.	Morrow.
Hudspeth.	Parr.

**Present—Not Voting.**

Hall.	McGregor.
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**Absent.**

McCollum.
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**Absent—Excused.**

Bee.	Nugent.
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Senator Lattimore offered the following amendment:

Amend bill, page 68, by inserting after line 26 the following items:

"Salary of assistant archivist, \$1,000.00 each year.

"Salary of assistant cataloguer, \$1,000.00 each year.

"Salary of legislative reference librarian, \$1,500.00 each year."

On motion of Senator Clark, the amendment was tabled.

Senator Lattimore offered the following amendment:

Amend bill, page 69, by adding after the item "buildings and repairing," the following item:

"Conducting legislative reference work \$2,500.00 (1916), \$2,500.00 (1917)."

On motion of Senator Clark, the amendment was tabled.

Senator Lattimore offered the following amendment:

Amend bill, page 69, by striking out present lines 6 and 7, and inserting in lieu thereof the following:

"Books for traveling libraries and expenses for conducting same, \$2,000.00 (1916), \$2,000.00 (1917)."

On motion of Senator Clark, the amendment was tabled.

Senator Lattimore offered the following amendment.

Amend bill, page 69, by inserting after item "telephone rent," the following item:

"Floor covering, \$500.00 (1916)."

Senator Johnson moved to table the amendment, which motion was adopted.

**Messages From the Governor.**

Governor's Office,

Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in Called Session:

At the request of Senators Bailey and Harris, I hereby submit for your consideration a bill, being an Act to amend Article 5490 of the Revised Statutes of 1911, together with such

amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in Called Session:

At the request of Hon. W. T. Loundermilk, I hereby submit for your consideration a bill, being an Act to create a more efficient road system for Comanche county, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in Called Session:

At the request of Hon. Henry Sackett, I hereby submit a bill, being an Act to amend Sections Nos. 2 and 14 of the Special Laws of Texas, and being House Bill No. 542, as amended by an Act, being House Bill No. 688 of the Special Laws of Texas, and having for its purpose the creation of a more efficient road system for Coleman county, Texas, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in Called Session:

At the request of Hon. R. H. Jones, I hereby submit for your consideration a bill, being an Act to authorize and empower Bowie county, any political subdivision or defined district of said county, by a vote of a two-thirds majority of the resident property taxpayers, qualified voters of such county, political subdivision, or defined district thereof, voting thereon, to issue bonds for constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, together with such amendments, conditions and provisions

as the Legislature may in its wisdom provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in Called Session:

At the request of Hon. George Mendell and Hon. W. D. Caldwell, I hereby submit for your consideration a bill, hereto attached, being an Act to create a more efficient road system for Travis county, Texas, together with such amendments, conditions and provisions as the Legislature may in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in Called Session:

At the request of Senator Nugent, I hereby submit for your consideration a bill, hereto attached, being an Act granting permission to W. A. Eastham, Duncan Eastham and Luther Eastham, Jr., as executors and devisees under the will of Mrs. Delha Eastham, to institute and prosecute suit in the district court of Travis county, Texas, against the State of Texas, and the Prison Commission, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in Called Session:

At the request of Senator Nugent, I herewith submit for your consideration a bill, hereto attached, being an Act granting permission to B. A. Eastham of Walker county, Texas to institute and prosecute suit in the district court of Travis county, Texas, against the State of Texas, and the Prison Commission of Texas, together with such amendments, provisions and conditions as the Legislature may in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature, in  
Called Session:

At the request of Hon. Wm. Bier-  
schwale, I hereby submit for your  
consideration a bill, hereto attached,  
being an Act to restore to and confer  
upon the county court of Kendall  
county the civil and criminal juris-  
diction heretofore belonging to said  
court under the Constitution and Gen-  
eral Statutes of the State, together  
with such amendments, conditions  
and provisions as the Legislature may  
in its discretion provide.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

### Bills and Resolutions.

(By unanimous consent.)

By Senator Bailey of Harris:

S. B. No. 41, A bill to be entitled  
"An Act to amend Article 5490, of the  
Revised Statutes of 1911, relating to  
bondholder's lien, and declaring an  
emergency."

Read first time and referred to  
Committee on Civil Jurisprudence.

By Senator Hudspeth:

S. B. No. 42, A bill to be entitled  
"An Act to amend Chapter 37, Gen-  
eral Laws of the State of Texas,  
passed by the Thirty-third Legislature  
at its Regular Session, changing the  
time of holding court in the Thirty-  
third Judicial District of Texas, re-  
pealing all laws in conflict therewith,  
and declaring an emergency."

Read first time and referred to  
Committee on Judicial Districts.

By Senator Henderson:

S. B. No. 43, A bill to be entitled  
"An Act to authorize and empower  
Bowie County, Texas, any political  
subdivision or defined district, by two-  
third vote of resident property tax-  
payers, to issue bonds for the purpose  
of constructing, maintaining and op-  
erating macadamized, graveled or  
paved roads, and declaring an emer-  
gency."

Read first time and referred to  
Committee on Roads, Bridges and  
Ferries.

By Senator Johnson:

S. B. No. 44, A bill to be entitled  
"An Act to extend the time for the  
payment of principal that has become

due on former sales of land belonging  
to the public free school fund, Univer-  
sity fund and the several asylum  
funds, and declaring an emergency."

Read first time and referred to  
Committee on Public Lands and Land  
Office.

By Senator Conner:

S. B. No. 45, A bill to be entitled  
"An Act to create a more efficient  
road system for Comanche County,  
and providing an emergency."

Read first time and referred to  
Committee on Roads, Bridges and  
Ferries.

By Senator Conner:

S. B. No. 46, A bill to be entitled  
"An Act to create a more efficient  
road system for Coleman County, Tex-  
as, and declaring an emergency."

Read first time and referred to  
Committee on Roads, Bridges and  
Ferries.

(Lieutenant Governor Hobby in the  
Chair.)

### Senate Bill No. 4.

(Pending business.)

Action recurred on the pending  
business, Senate Bill No. 4, depart-  
mental appropriation bill.

### Bureau of Labor.

Senator Hudspeth offered the fol-  
lowing amendments, which were read  
and adopted, being acted on sepa-  
rately:

Amend Senate Bill No. 4, page 72,  
line 26, by striking out the word  
"three" and substituting therefor the  
word "four," and by striking out the  
figures "\$4,000.00" and inserting in  
lieu therefor "\$6,000.00."

Amend Senate Bill No. 4, page 12,  
line 28, by striking out the figures  
"\$6,000.00" and substituting therefor  
"\$7,500.00."

### State Board of Health.

Senator King offered the following  
amendment:

Amend the bill, page 77, line 29, by  
inserting after the word "Stations"  
the words "At Sabine Pass, Echo and  
other stations," and inserting "\$7,-  
500.00" in lieu of "\$5,000.00" for  
year 1916.

Senator Johnson moved to table the  
amendment, which motion was lost.

The amendment was then adopted.  
Senator King offered the following

amendment, which was read and adopted:

Amend the bill by inserting on page 77 the following, "Salary of keeper of quarantine station at Echo, \$240.00," said figure \$240.00 to be written for the years 1916 and 1917.

Senator Parr offered the following amendment:

Amendments to Senate Bill No. 4, on lines 16 and 17, page 76, by adding following items:

"Repairs to quarantine station at Point Isabel, at mouth of Rio Grande river, \$500.00."

"Two guards at Brownsville, \$50.00 per month for each, so long as in judgment of the State Health Officer their services may be necessary, not to exceed six months, \$600.00."

Senator Cowell moved to table the amendment, which motion to table was lost by the following vote:

Yeas—10.

Cowell.	Lattimore.
Darwin.	Page.
Harris.	Smith.
Henderson.	Suiter.
Johnson.	Wiley.

Nays—15.

Bailey of DeWitt.	King.
Bailey of Harris.	McCollum.
Brelsford.	McGregor.
Clark.	McNealus.
Conner.	Parr.
Gibson.	Townsend.
Hall.	Westbrook.
Hudspeth.	

Present—Not Voting.

Robbins.

Absent.

Astin.	Morrow.
Harley.	

Absent—Excused.

Bee.	Nugent.
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The amendment was then adopted.

Senator Cowell offered the following amendments, which were read and adopted, being acted on separately:

Amend the bill, page 79, line 28, by striking out the word "Kanrack" where it appears in said line and insert in lieu of same the word "Karnack."

Amend the bill, page 76, lines 28 and 31, by striking out the words "Cavallo" where they appear in said

two lines and insert in lieu thereof the words "Cavalla."

#### Motion to Reconsider Vote.

Senator Hall made the following motion in writing:

"I move that the vote by which House Bill No. 6 was made special order of business tomorrow be reconsidered."

Senator McNealus made the point of order that Senator Hall could not make the motion to reconsider, in that he did not vote with the prevailing side.

The Chair sustained the point of order.

#### Senate Bill No. 4.

(Pending business.)

Action recurred on the pending business, Senate Bill No. 4.

#### Pure Food Department.

Senator Wiley offered the following amendments, which were read and adopted, being acted on separately:

Amend the bill, page 84, line 5, by striking out the word "one" and insert the word "three," and strike out the figures "\$1,500.00" wherever they appear and insert the figures "\$4,500.00."

Amend the bill, page 84, line 10, by striking out the figures "\$5,000.00" wherever they appear and insert the figures "\$8,000.00."

(Senator Bailey of DeWitt in the chair.)

Amend the bill, page 84, line 14, by striking out the figures "1917" and insert the figures "1915."

Senator Cowell offered the following amendment to the Game, Fish and Oyster Department, which was read and adopted:

Amend the bill, page 79, line 14, by striking out the figures "\$60.00" and insert in lieu thereof the figures "\$600.00."

#### State Pension Department.

Senator Page offered the following amendment:

Amend the committee substitute, on page 85, in lines 6 and 7, by striking out the figures "\$1,500.00" and inserting in lieu thereof the figures "\$2,500.00."

**Educational Department.**

Senator Hudspeth offered the following amendment:

Amend the bill, page 88, by striking out, in lines 14, 15 and 16, "\$1,350.00" in each column and insert in lieu thereof "\$1,500.00" for each year.

HUDSPETH.  
LATTIMORE.  
M'NEALUS.

The amendment was read, and Senator Cowell made the point of order that a like amendment to this department was voted down on yesterday.

The Chair, Senator Bailey of DeWitt, overruled the point of order, holding that a motion to consider the bill by items had been adopted after this amendment had been voted down.

On motion of Senator Bailey of Harris, the previous question was ordered on the amendment.

The amendment was adopted.

Senator Townsend offered the following amendment to the Attorney General's Department, which was read and adopted:

Amend the bill, page 86, by striking out lines 17 and 18 and insert in lieu thereof the following: "Salary of five stenographers at \$1,200.00 each, \$6,000.00 for the year ending August 31, 1916, and \$6,000.00 for the year ending August 31, 1917. Salary of one official court reporter at \$1,800.00 each year, \$1,800.00 for the year ending August 31, 1916, and \$1,800.00 for the year ending August 31, 1917."

TOWNSEND.  
BAILEY of Harris.

Senator McGregor offered the following amendment to State Purchasing Agent Department:

Amend Senate Bill No. 4, page 70, by striking out of line 30 the figures "\$1,700.00" where they appear and inserting in lieu thereof the figures "\$2,000.00."

Senator Cowell moved to table the amendment, which motion was adopted.

Senator Darwin made the following motion:

"I move to reconsider the vote by which the Senate refused to allow \$1,200.00 for each year in lieu of \$1,000.00, on page 60, line 26, of the Committee Substitute Bill No. 4."

Senator Cowell moved to table the motion, which motion to table was lost by the following vote:

Yeas—12.

Bailey of DeWitt.	King.
Conner.	Lattimore.
Cowell.	Robbins.
Harris.	Smith.
Henderson.	Suiter.
Johnson.	Westbrook.

Nays—16.

Astin.	McCollum.
Bailey of Harris.	McGregor.
Brelsford.	McNealus.
Darwin.	Morrow.
Gibson.	Page.
Hall.	Parr.
Harley.	Townsend.
Hudspeth.	Wiley.

Absent.

Bee.

Absent—Excused.

Clark.

Nugent.

The motion to reconsider was then adopted:

Senator Darwin offered the following amendment, which was read and adopted:

Amend the bill, page 60, line 26, by striking out the figures "\$1,000.00" and insert in lieu thereof "\$1,200.00."

**Message From the Governor.**

Governor's Office,  
Austin, Texas, May 21, 1915.

To the Thirty-fourth Legislature in Special Session Assembled:

About the base of the Washington National Monument, in the Nation's Capital, all but four of the States in the American Union have placed a slab of rock or stone carved from material indigenous to each State, upon which is engraven either the seal of the State or some inscription peculiarly apropos of the history of the commonwealth that placed it there.

The great State of Texas is one of the four not represented in this silent circle of memorial stones, and I am going to ask this Legislature to appropriate a sum of money sufficient to pay for a block of Texas granite, of proper proportions, upon which should be executed in bas relief a replica of the Alamo, with the inscription, "Thermopylae Had Her Messenger of Defeat, the Alamo Had None."

The material and workmanship

should be of such fineness and artistic finish as to depict the highest esthetic expression of this State's native beauty and historical glory.

Provision should also be made for the appointment of a capable committee to look after this matter.

Respectfully submitted,

JAS. E. FERGUSON,  
Governor of Texas.

#### Recess.

Senator Townsend, at 5:45 o'clock, p. m., moved that the Senate adjourn until 10 o'clock tomorrow morning.

Senator Hall moved that the Senate recess until 8:30 o'clock tonight.

Action recurred on the longest time first, and the motion to adjourn was lost by the following vote:

Yeas—7.

Conner.	McGregor.
Cowell.	Townsend.
Harris.	Westbrook.

Nays—20.

Astin.	King.
Bailey of DeWitt.	Lattimore.
Bailey of Harris.	McNealus.
Brelsford.	Morrow.
Darwin.	Page.
Gibson.	Parr.
Hall.	Robbins.
Harley.	Smith.
Henderson.	Suiter.
Hudspeth.	Wiley.
Johnson.	

Absent.

Clark.	McCollum.
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Absent—Excused.

Bee.	Nugent.
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The motion to recess until 8:30 o'clock tonight was adopted.

#### After Recess.

(Night Session.)

The Senate was called to order by President Pro Tem. Wiley.

#### Senate Bill No. 23. (Special order.)

The Chair laid before the Senate, on second reading,

S. B. No. 23, A bill to be entitled "An Act to amend Chapter 26, of the Acts of the First Called Session of the Thirty-third Legislature, authorizing the Commissioner of the General Land Office to sell and conditionally relinquish to J. J. Kane, his heirs and assigns, for the purpose of constructing a dry dock or marine railways, all right, title and claim in the State of Texas to certain flats of lands under water on the shores of Galveston Bay, so as to provide for the sale and conveyance of said property in consideration of the erection of a dry dock or marine railway at a cost of not less than \$150,000.00 and the payment to the State of Texas of the price agreed upon."

Senator McNealus offered the following amendment:

Amend the printed bill, page 1, by inserting in line 30, after the words "Attorney General," the words "the minimum price per acre to be not less than fifty dollars."

Senator Hall moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—19.

Astin.	Henderson.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	King.
Brelsford.	Lattimore.
Cowell.	McGregor.
Darwin.	Morrow.
Gibson.	Page.
Hall.	Parr.
Harley.	Wiley.
Harris.	

Nays—4.

Conner.	McNealus.
Johnson.	Westbrook.

Absent.

Clark.	Smith.
McCollum.	Suiter.
Robbins.	Townsend.

Absent—Excused.

Bee.	Nugent.
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The bill was read second time, and passed to engrossment.

On motion of Senator Hall, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 23 put on its third reading and final passage by the following vote:

**Yeas—21.**

Astin.	Henderson.
Bailey of DeWitt.	Hudspeth.
Bailey of Harris.	Johnson.
Brelsford.	King.
Conner.	Lattimore.
Cowell.	McGregor.
Darwin.	McNealus.
Gibson.	Morrow.
Hall.	Parr.
Harley.	Wiley.
Harris.	

**Nay—1.**

Westbrook.

**Absent.**

Clark.	Smith.
McCollum.	Suiter.
Page.	Townsend.
Robbins.	

**Absent—Excused.**

Bee. Nugent.

The bill was laid before the Senate, read third time, and passed.

Senator Hall moved to reconsider the vote by which S. B. No. 23 was passed, and table the motion to reconsider.

The motion to table prevailed.

**Motion to Reconsider Vote.**

Senator Darwin moved, as a privilege motion, to reconsider the vote by which H. B. No. 6 was made a special order for tomorrow morning.

Senator Lattimore made the point of order that the motion was not a privilege motion for the reason that S. B. No. 37 was a special order for this hour.

The Chair, President Pro Tem. Wiley, sustained the point of order.

**Senate Bill No. 37.**

S. B. No. 37, being a special order for this hour,

Senator Morrow moved to postpone consideration of same until 10 o'clock tomorrow morning.

Senator Westbrook moved, as a substitute, that consideration of the bill be postponed indefinitely.

Senator Morrow accepted the substitute motion.

Senator Brelsford moved the previous question on the pending motions, which motion was duly seconded.

Senator Bailey of DeWitt moved that the Senate adjourn until 10 o'clock tomorrow morning, which motion was lost by the following vote:

**Yeas—12.**

Conner.	McNealus.
Cowell.	Page.
Henderson.	Smith.
Johnson.	Suiter.
Lattimore.	Westbrook.
McGregor.	Wiley.

**Nays—13.**

Astin.	Harley.
Bailey of DeWitt.	Harris.
Bailey of Harris.	Hudspeth.
Brelsford.	King.
Darwin.	Morrow.
Gibson.	Parr.
Hall.	

**Present—Not Voting.**

Robbins.

**Absent.**

Clark.	Townsend.
McCollum.	

**Absent—Excused.**

Bee. Nugent.

Action recurred on the motion for the previous question, and the same was not ordered, by the following vote:

**Yeas—12.**

Astin.	Hall.
Bailey of DeWitt.	Harley.
Bailey of Harris.	Harris.
Brelsford.	King.
Darwin.	Morrow.
Gibson.	Parr.

**Nays—13.**

Conner.	McNealus.
Cowell.	Page.
Henderson.	Smith.
Hudspeth.	Suiter.
Johnson.	Westbrook.
Lattimore.	Wiley.
McGregor.	

**Present—Not Voting.**

Robbins.

**Absent.**

Clark.	Townsend.
McCollum.	



**Absent—Excused.**

Bee. Nugent.

Action recurred on the substitute motion to postpone consideration of S. B. No. 37 indefinitely.

**Adjournment.**

Senator McGregor moved that the senate adjourn until 10 o'clock tomorrow morning, which motion was adopted by the following vote:

**Yeas—13.**

Conner.	Page.
Henderson.	Robbins.
Hudspeth.	Smith.
Johnson.	Suiter.
Lattimore.	Westbrook.
McGregor.	Wiley.
McNealus.	

**Nays—11.**

Astin.	Harley.
Bailey of DeWitt.	Harris.
Bailey of Harris.	King.
Darwin.	Morrow.
Gibson.	Parr.
Hall.	

**Absent.**

Clark. Townsend.  
McCollum.

**Pairs Recorded.**

Senator Cowell (present), who would vote "yea;" Senator Bee (absent), who would vote "nay."

Senator Brelsford (present), who would vote "nay;" Senator Nugent (absent), who would vote "yea."

**APPENDIX.****Petitions and Memorials.**

Senator Lattimore: Telegram from Bruce W. Bryant of Haskell, opposing the Gibson bill. Telegram from J. Frank Norris, opposing the Gibson bill.

Senator McNealus: Telegrams from J. R. Hood and others of Waxahachie, Dr. S. W. Johnson and Jasper Collins of Dallas, and Jose Evans and others of Waxahachie, opposing the Gibson bill. Telegrams from N. B. Jouett and T. V. Johnson of Royse City, and H. W. Childs and others of Dallas, favoring the Gibson bill. Letter from T. L. Bell of Dallas, opposing the Gibson bill.

Senator Hall: Telegrams from Angleton State Bank and two hundred citizens, and Jno. W. Gaines of Kingsville, favoring the Gibson bill. Petition numerously signed by citizens of Velasco, favoring the Gibson bill.

Senator Gibson: Telegram from J. M. Lowry of Bonham, favoring the Gibson bill.

Senator Cowell: Telegram from A. P. Barrett of San Antonio, opposing the Gibson bill.

Senator McGregor: Telegram from J. S. Cullinan, against the Gibson bill.

Senator Parr: Petition numerously signed from Bishop, Texas, favoring the Gibson bill.

Senator King: Letter from J. A. Thomas of San Antonio, favoring the Gibson bill.

Senator Smith: Petition from citizens of DeBerry, Texas, favoring the Gibson bill.

**Committee Reports.**

Committee Room,  
Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

S. B. No. 39,

Have had the same under consideration, and I am instructed to report same back to the Senate, with the recommendation that it do pass, and be not printed, but printed in the Journal.

McNealus, chairman; Hudspeth, Morrow, Smith, Henderson, Lattimore.

Following is the bill in full:

By Cowell. S. B. No. 39.

**A BILL**

To be entitled

An Act to amend Section 3, of Chapter 68, General Laws of the Regular Session of the Thirty-third Legislature, known as H. B. No. 683, which prescribes and fixes the number of hours that shall constitute a legal day's work on all work being performed by or on behalf of the State of Texas, or by or on behalf of any county, municipality or other legal or political subdivision of said State; providing for cases of emergency; and

providing that the provisions of said Section 2 shall not apply to the construction or maintenance of paved, graveled, macadamized or otherwise improved roads, without the corporate limits of cities and towns, by any county or any political subdivision thereof in this State, and declaring an emergency,

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 3, of Chapter 68, General Laws of the Regular Session of the Thirty-third Legislature, be amended so as to hereafter read as follows:

"Sec. 2. All contracts hereafter made by or on behalf of the State of Texas, or by or on behalf of any county, municipality or other legal or political subdivision of the State, with any corporation, person or association of persons for the performance of any work, shall be deemed and considered as made upon the basis of eight hours constituting a day's work. It shall be unlawful for any corporation, person or association of persons having a contract with the State or any political subdivision thereof, to require or permit any such laborers, workmen, mechanics or other persons to work more than eight hours per calendar day in doing such work, except in case of emergency, which may arise in times of war, or in cases where it may become necessary to work more than eight hours per calendar day for the protection of property, human life or the necessity of housing inmates of public institutions in case of fire or destruction by the elements. In such emergencies the laborers, workmen, mechanics or other persons so employed and working to exceed eight hours per calendar day shall be paid on the basis of eight hours constituting a day's work; provided, that not less than the current rate of per diem wages in the locality where the work is being performed shall be paid to the laborers, workmen, mechanics or other persons so employed by or on behalf of the State of Texas, or for any county, municipality or other legal or political subdivision of the State, county or municipality, and every contract hereafter made for the performance of work for the State of Texas, or for any county, municipality or other legal or political subdivision of the State, county or municipality, must

comply with the requirements of this Section; provided, that nothing in this Act shall affect contracts in existence at the time of the taking effect of this Act; provided, further, that nothing in this Act shall be construed to affect the present law governing State and county convict labor while serving their sentences as such; and provided, further, that the provisions of this Act shall not apply to the construction or maintenance of paved, graveled, macadamized or otherwise improved roads, without the corporate limits of cities and towns, by any county or any political subdivision thereof of this State, under any general or special road law now existing or hereafter to be enacted. The provisions of this Act shall apply, however, to the construction of all bridges and culverts to be used in connection with such roads."

Sec. 2. The fact that there are in the course of construction and maintenance many paved, graveled, macadamized and otherwise improved roads in many counties and political subdivisions thereof, and the further fact that in building and maintaining said roads eight hours' labor per day on said roads is insufficient, thereby creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days, be and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 41, A bill to be entitled "An Act to amend Article 5490 of the Revised Statutes of 1911, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, and be printed in the Journal.

Morrow, Chairman, Bailey of DeWitt, Lattimore, Page, Hudspeth, Henderson, Conner, Brelsford, Wiley.

Following is the bill in full:

S. B. No. 41. By Bailey of Harris.

**A BILL**

To be entitled

An Act to amend Article 5490, of the Revised Statutes of 1911, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 5490, of the Revised Statutes of 1911, be amended, so that the same shall hereafter read as follows:

All persons leasing or renting any residence, store house or other building, shall have a preference lien upon all the property of the tenant in such residence, storehouse or other building, for the payment of rents due and to become due, provided that in order to fix and secure the lien for rents more than four months past due, and when such lien is in excess of one hundred and fifty (\$150.00) dollars, it shall be necessary for the person leasing or renting such residence, storehouse or other building, to file in the office of the county clerk of the county of which such residence, store house, or other building is situated, a statement of the amount of rent due, and the months for which it is claimed to be due, which statement shall be verified by the oath or affirmation of the person claiming such lien, his agent or attorney, taken before some officer duly authorized to take oaths or affirmations, and such statement when so verified shall be filed, in the office of the county clerk and registered in the chattel mortgage register, and no lien for rent more than four months past due shall be valid against purchasers or creditors, unless said statements shall be verified, filed and registered as above provided.

And provided that the lien for rents to become due shall not continue or be enforced for a longer period than the current contract year, except when evidenced by an instrument in writing and of record, it being intended by the term "current contract year" to embrace a period of twelve months, reckoning from the beginning of the lease or rental contract, whether the same be in the first or any other year of such lease or rental contract. Such lien shall continue and be in force so long as the tenant shall occupy the rented premises, and for one month thereafter; but this Article shall not be

construed as in any manner repealing or affecting any Act exempting property from forced sale.

Sec. 2. The near approach of the end of the session and the importance of this legislation to the counties of the State, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and said rule is hereby suspended and this bill put upon its third reading and final passage, and this Act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, May 20, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Rules, to whom was referred

S. R. No. 25, A resolution resolving, "Resolved, That, beginning after the morning call, this day (Thursday, May 20), the Senate defer consideration of all other legislation until all of the appropriation bills on the calendar shall have been disposed of, except as to the proper consideration of House bills, on House bill days" (signed, McNealus, Lattimore),

Have had same under consideration, and beg to report the same back to the Senate, with the recommendation that it do pass.

DARWIN, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 38, A bill to be entitled "An Act creating an independent school district to be known as 'Ricardo Independent School District,' and to provide for the creation of a board of trustees thereof and authorizing the board of trustees to levy, assess and collect special taxes, and conferring upon the board of trustees plenary powers, and providing authority to issue bonds for the purpose of purchasing school sites and erecting, furnishing and equipping

school buildings within the same, and to levy a tax therefor, and to pay current expenses for the maintenance and support of said schools, and providing that the Ricardo Common School District shall have full control and management of said independent school district until the next regular trustee election, and providing a method for filling vacancies occurring in the board; providing for a board of equalization and prescribing the duty and authority of said board of trustees, and repealing all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, but be not printed.

Gibson, vice chairman; Darwin, Robbins, Astin, Harley, Bailey of Harris, Smith, McGregor, Cowell, Morrow.

(Floor Report.)

Senate Chamber,  
Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 40, A bill to be entitled "An Act to amend Chapter 48, of the General Laws of the State of Texas, passed by the Thirty-fourth Legislature at its Regular Session, entitled 'An Act to reorganize the Twenty-eighth Judicial District of the State of Texas, and to create the Seventy-ninth Judicial District in the State of Texas; to fix the time of holding the courts in each of said districts; to provide for the appointment of a district judge and district attorney for the Seventy-ninth Judicial District; to make all process heretofore issued, as well as bonds and recognizances heretofore entered into conform thereto; to repeal all laws in conflict herewith, and declaring an emergency,' changing the time fixed for holding court in the Twenty-eighth Judicial District, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass, but be not printed.

Gibson, vice chairman; King, Suit-

er, Darwin, Parr, Henderson, Bailey of Harris.

(Floor Report.)

Senate Chamber,  
Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

Senate Bill No. 45, A bill to be entitled "An Act to create a more efficient road system for Comanche County, Texas,"

Have had the same under consideration and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Henderson, Chairman; Robbins, Westbrook, McCollum, Smith, Townsend, McNealus.

(Floor Report.)

Senate Chamber,  
Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

Senate Bill No. 46, A bill entitled "An Act to amend Sections 2 and 14 of the Special Laws of Texas, approved April 15, 1915, being House Bill No. 542, as amended by an Act being House Bill No. 688 of the Special Laws of Texas, approved the \_\_\_\_\_ day of \_\_\_\_\_, which House Bill No. 542 is entitled: 'An Act to amend Sections 2, 4, 6, 7, 9, 12 and 14 of the Special Laws of Texas, approved April 15, 1915, being House Bill No. 542, entitled: An Act, to create a more efficient road system for Coleman County, Texas,'"

Have had the same under consideration and beg to report the same back with the recommendation that it do pass and be not printed.

Henderson, Chairman; Robbins, Westbrook, McCollum, Smith, Townsend, McNealus.

(Floor Report.)

Senate Chamber,  
Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

Senate Bill No. 3, A bill to be entitled "An Act, to authorize and empower Bowie County, any political subdivision or defined district of said county by a vote of a two-thirds majority of the resident property taxpayers, qualified voters of such county, political subdivision, or defined district thereof, voting thereon to issue bonds to any amount, not exceeding one-fourth of the assessed valuation of the real property of such county, or such political subdivision, or of such defined district, and to levy and collect taxes to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work, regulating traffic thereon; and providing a method of making up the tax rolls of Bowie County, and repealing Chapter 101 of the Local and Special Laws passed at the Regular Session of the Thirty-third Legislature, and declaring an emergency."

Have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do pass, and be so printed.

Henderson, Chairman; Smith, Townsend, Westbrook, McNealus, Robbins, McCollum.

(Floor Report.)

Senate Chamber,  
Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 42, A bill to be entitled "An Act to amend Chapter 37, General Laws of the State of Texas, passed by the Thirty-third Legislature at its regular session, changing the time of holding court in the Thirty-third Judicial District of Texas, repealing all laws in conflict therewith, and declaring an emergency."

Have had the same under consideration, and we beg leave to report the same back to the Senate with the recommendation that it do pass, but be not printed.

Gibson, Chairman; Parr, King, Sulter, Darwin, Conner, Henderson, Bailey of Harris.

#### Engrossing Committee Reports.

Committee Room,

Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 17, being an Act to create a more efficient road law for Wilson county, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 34, being an Act to amend Sections 2, 8, 9, 12 and 40 of Chapter 148, Local and Special Laws of the State of Texas, passed by the Regular Session of the Thirty-third Legislature, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 35, being an Act to amend Chapter 6, Title 13, of the Penal Code of Texas, as amended by Chapter 123, of the Acts of the Regular Session of the Thirty-fourth Legislature, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 36, being an Act to amend Article 3759, Title 54, of the Revised Civil Statutes of Texas of 1911, and find same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, May 21, 1915.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed

Bills have carefully compared Senate Bill No. 15, being an Act providing that any corporation now or hereafter organized under the laws of this State, authorized to construct, acquire and operate electric railways, etc., and declaring an emergency, and find same correctly engrossed.

WESTBROOK, Chairman.

### NINETEENTH DAY.

Senate Chamber,  
Austin, Texas  
Saturday, May 22, 1915.

The Senate met at 10 o'clock, a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, no quorum present, the following Senators answered to their names:

Brelsford.	McNealus.
Conner.	Nugent.
Cowell.	Page.
Darwin.	Robbins.
Hudspeth.	Smith.
Johnson.	Sulter.
Lattimore.	Townsend.
McCollum.	Westbrook.
McGregor.	Wiley.

#### Absent.

Astin.	Harley.
Bailey of DeWitt.	Harris.
Bailey of Harris.	Henderson.
Clark.	King.
Gibson.	Morrow.
Hall.	Parr.

#### Absent—Excused.

Bee.

#### Recess.

There being no quorum present, on motion of Senator Lattimore, the Senate recessed until 11:30 o'clock today.

At 11:30 o'clock the Senate was called to order by Lieutenant Governor Hobby.

The roll was directed to be called, the following Senators answered to their names, no quorum being present:

Brelsford.	Johnson.
Conner.	Lattimore.
Cowell.	McGregor.
Darwin.	McNealus.
Hudspeth.	Nugent.

Page.	Townsend.
Robbins.	Westbrook.
Smith.	Wiley.
Sulter.	

#### Absent.

Astin.	Harris.
Bailey of DeWitt.	Henderson.
Bailey of Harris.	King.
Clark.	McCollum.
Gibson.	Morrow.
Hall.	Parr.
Harley.	

#### Absent—Excused.

Bee.

#### Recess.

Senator Lattimore moved that the Senate recess until 1:30 o'clock, p. m., today.

Senator Brelsford moved that the Senate adjourn until 4 o'clock, p. m., tomorrow.

The motion to adjourn was lost.

The motion to recess was adopted.

At 1:30 o'clock, p. m., the Senate was called to order by Lieutenant Governor Hobby.

The roll was called. No quorum present, the following Senators answered to their names:

Brelsford.	Page.
Conner.	Robbins.
Cowell.	Smith.
Johnson.	Sulter.
Lattimore.	Townsend.
McNealus.	Westbrook.
Nugent.	Wiley.

#### Absent.

Astin.	Harris.
Bailey of DeWitt.	Henderson.
Bailey of Harris.	Hudspeth.
Clark.	King.
Darwin.	McCollum.
Gibson.	McGregor.
Hall.	Morrow.
Harley.	Parr.

#### Absent—Excused.

Bee.

On motion of Senator Nugent, the Senate recessed until 4 o'clock, p. m., today.

At 4 o'clock, p. m., the Senate was called to order by Lieutenant Governor Hobby.

The roll was directed to be called. No quorum present, the following Senators answered to their names: